3582

AS CONCURRED IN
amended

BILL NO. Z-77-04-06

ZONING MAP ORDINANCE NO. Z-11-77

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. DD1 & DD2.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B 3 B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. DD1 & DD2, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby chnaged accordingly, to-wit:

Lots # 287, 288 and 289 Second Commercial Addition to the City of Fort Wayne, Indiana, according to the plat thereof, recorded in Plat Record 3, page 58 in the Office of the Recorder of Allen County, Indiana

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Vivian G. Schmidt
Councilman

APPROVED AS TO FORM AND LEGALITY,
CITY ATTORNEY

Read the first time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and ~~Public Hearing to be held after due legal notice~~, at the Council Chambers, ~~City-County Building~~, Fort Wayne, Indiana, on _____, the day of _____, 1976, at _____ o'clock P.M.,E.S.T.

DATE: 4-12-77, Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Moses, seconded by Talarico, and duly adopted, placed on its passage. PASSED (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	6				
BURNS	✓				
HINGA	✓				
HUNTER	✓				
MOSES	✓				
NUCKOLS	✓				
SCHMIDT, D.	✓				
SCHMIDT, V.	✓			A	
STIER	✓				
TALARICO	✓				

DATE: 6-14-77 Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (~~GENERAL~~) (~~ANNEXATION~~) (~~SPECIAL~~) (~~APPROPRIATION~~) ORDINANCE (~~RESOLUTION~~) No. Z-11-77 on the 14th day of June 1977.

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

John Nuckols
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of June, 1977, at the hour of 1:00 o'clock P. M.,E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 20th day of June, 1977, at the hour of 10:30 o'clock A. M.,E.S.T.

Robert E. Armstrong
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on April 21, 1977, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-77-04-06; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on May 16, 1977;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance BE AMENDED TO REZONE ONLY LOTS # 287, 288 and 289. LOTS # 264, 265 and 266 ARE TO REMAIN A "B1B", WITH A DO PASS RECOMMENDATION, for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held May 23, 1977.

Certified and signed this
2nd day of June, 1977.

Joseph N. Adair

Joseph N. Adair
Secretary

Held 6/14/77

Bill No. Z-77-04-06 - Amended

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. DD1 & DD2

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance do PASS.

VIVIAN G. SCHMIDT - CHAIRMAN — Vivian G. Schmidt

WINFIELD C. MOSES, JR. - VICE CHAIRMAN — Winfield C. Moses, Jr.

WILLIAM T. HINGA — William T. Hinga

DONALD SCHMIDT — D.S. Schmidt

SAMUEL J. TALARICO — Samuel J. Talarico

6-14-77
DATE

CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

BUSINESS FORM—PRODUCT OF WILSON JONES

GrayLine

RECEIPT

Date Nov. 17 1977 No. 6935.

Received From Higgins, Swift & Weinauk

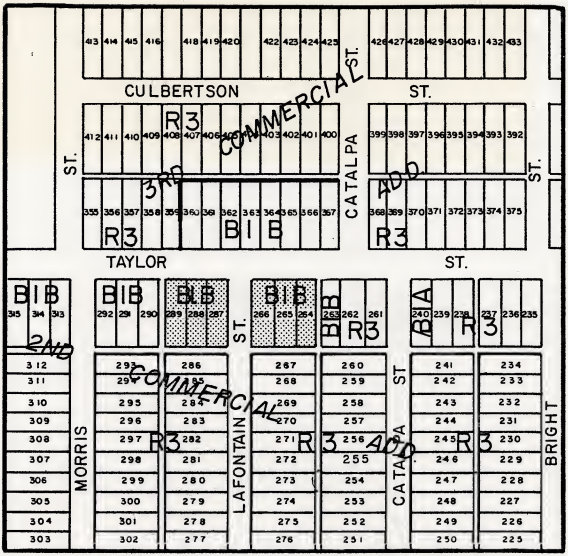
Address 2901 Taylor St.

Fifty dollars — Dollars $50.00

For Rezoning Petition

ACCOUNT			HOW PAID		
AMT. OF ACCOUNT	50	00	CASH		
AMT. PAID	50	00	CHECK ✓	1898	
BALANCE DUE	—		MONEY ORDER		

By City Plan Commission



TO BE REZONED FROM B1B TO B3B

3-77-04-06

N

DATE DRAWN 3-21-77

DRAWN BY R.K.

MAPS DD1 & DD2

PETITION FOR ZONING ORDINANCE AMENDMENT Receipt No. _____

Date Filed _____

Intended Use Auto Sales & Service; Body Shop; and Boat Show Room for Sales & Service

I/We Lapadot Enterprises, Inc.
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an B-1-B District to a/an B-3-B District the property described as follows:

(2901 Taylor Street, Fort Wayne, Indiana)

Lots 264, 265, and 266 Second Commercial Addition and

Lots 287, 288 and 289 Second Commercial Addition

to the City of Fort Wayne, Indiana, according to

the plat thereof, recorded in Plat Record 3, page

58 in the Office of the Recorder of Allen County,

Indiana.

(Legal Description) If additional space is needed, use reverse side.

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

Lapadot Enterprises, Inc.	2901 Taylor Fort Wayne, IN	William D. Swift, its Attorney
(Name)	(Address & Zip Code)	(Signature)

(If additional space is needed, use reverse side)

Legal Description checked by _____

NOTE FOLLOWING RULES

All requests for continuances or requests that ordinances be taken under advisement shall be filed, in writing, in the office of Community Development and Planning, by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for the meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of the ordinances must be made in writing prior to the Plan Commission's vote on the ordinance. (FILING FEE: $50.00)

Name and address of the preparer, attorney or agent.

William D. Swift	590 Lincoln Bank Tower	423-4422
(Name)	(Address & Zip code)	(Telephone Number)

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning and Zoning (CITY PLAN COMMISSION) / Room # 830, City-County Building, One Main Street / Fort Wayne, Indiana 46802 (Phone: 423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

Number assinged by Bill Salin's Office: # 3582 Admn. Appr._____

DIGEST SHEET

TITLE OF ORDINANCE Zoning map amendment ordinance Z-77-04-06

DEPARTMENT REQUESTING ORDINANCE CITY PLAN COMMISSION

SYNOPSIS OF ORDINANCE Petitioners are requesting the rezoning of the following described property: Lots # 264, 265 & 266 Second Commercial Addition / Lots # 287, 288 & 289 Second Commercial Addition, generally located on the southwest corner of Taylor Street and LaFontain and on the southeast corner of Taylor Street and Lafontain St.

From "B1B" to "B3B"

EFFECT OF PASSAGE Property is presently zoned a "B1B" District - Limited Business. Petitioners are requesting a "B3B" District - General Business.

EFFECT OF NON-PASSAGE Property would remain a "B1B" District

MONEY INVOLVED (Direct Costs, Expenditures, Savings) None

ASSIGNED TO COMMITTEE (J.N.) Regulation

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

June 21, 1977

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates June ~~17~~ 24 and June ~~24~~ July 1, 1977, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana

Zoning Map Ordinances:

Correction of Legal Ad printed-
May 20 & 27, 1977
Bill No. Z-77-03-13 As Concurred in - Amended
Zoning Map No. Z-08-77

Bill No. Z-77-04-06 As concurred in - Amended
Zoning Map Ordinance No. Z-11-77

Bill No. Z-77-04-25
Zoning Map Ordinance No. Z-12-77

Bill No. G-77-05-39
General Ordinance No. G-21-77

Bill No. G-77-03-31
General Ordinance No. G-19-77

Bill No. G-77-03-10
General Ordinance No. G-18-77

Please send us five (5) copies of the Publisher's Affidavit from both newspapers.

Sincerely,

Charles W. Westerman

CWW/ne
ENCL: 6

Charles W. Westerman - City Clerk

AN EQUAL OPPORTUNITY EMPLOYER

© F.W.B.C. 19.

Form Prescribed by State Board of Accounts

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To THE NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) —number of equivalent lines	
Head	number of lines	
Body	number of lines	90
Tail	number of lines	2
	Total number of lines in notice	92

COMPUTATION OF CHARGES

92 lines, 1 columns wide equals 92 equivalent lines at .25¢ cents per line — $ 23.83

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) — 1.50

TOTAL AMOUNT OF CLAIM — $ 25.33

Notice is hereby given that on the 14th day of June, 1977, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. Z-77-04-06 AS CONCURRED IN AMENDED Z-11-77 Zoning Map Ordinance, to wit:

BILL NO. Z-77-04-06 AS CONCURRED IN AMENDED ZONING MAP ORDINANCE NO. Z-11-77

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. DD1 & DD2

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B3B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 7836 and amendments thereof, and the symbols of the City of Fort Wayne Zoning Map No. DD1 & DD2, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to wit:

Lots No. 287 and 289 Second Commercial Addition to the City of Fort Wayne, Indiana, according to the plat thereof, recorded in Plat Record 3, page 58 in the Office of the Recorder of Allen County, Indiana

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

VIVIAN G. SCHMIDT
Councilman

Read the third time in full and on motion by Moses, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight Burns, Hinga, Hunter, Moses, Nuckols, D. Schmidt, Stier, Talarico
Nays: None
Absent: One V. Schmidt
Date: 6-14-77
Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-11-77, on the 14th day of June, 1977.

ATTEST:
Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of June, 1977, at the hour of 1:00 o'clock P.M., E.S.T.
Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of June, 1977 at the hour of 10:30 o'clock A.M., E.S.T.
Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Map Ordinance No. Z-11-77 passed by the Common Council on the 14th day of June, 1977, and that said Ordinance was duly signed and approved by the Mayor on the 20th day of June, 1977, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of June, 1977.
CHARLES W. WESTERMAN
CITY CLERK

6-24-7-1

COMPUTING COST

9.9
th of single column x ems — Size of type 5½ point

ber of insertions 2 — Size of quad upon which type is cast 5½

provision and penalties of Ch. 89, Acts 1967.

that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just no part of the same has been paid.

V. E. Gerken

July 1, 19 77 — Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E. GERKEN who, being duly sworn, says that he is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city (town) of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

6/24 & 7/1/77

V. E. Gerken

Subscribed and sworn to before me this 1st day of July 1977

Notary Public

My commission expires September 28, 1979

EACH COPY OF ADVERTISEMENT HERE

Form Prescribed by State Board of Accounts

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To THE NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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TOTAL AMOUNT OF CLAIM	$ 25.33

DATA FOR COMPUTING COST

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Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

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V. E. Gerken

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Notary Public

My commission expires September 28, 1979

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TISEMENT HERE

Read the
Help Wanted Columns!

Quinlan joined Eckrich as an employe in the Fort Wayne Plant in 1939 and worked there two years. He returned to the company in 1951 as a driver-salesman. He became a Division Sales Mgr., in 1957, Quinlan later was named Manager of the Sales Office in Brazil, Ind., in 1967, Quinlan later advancing to Manager of Planning Manager. He was Executive Vice-President in 1968, elected Group Vice-President in 1972, and President in 1974 Board Chairman in 1975.

eatrice

that said Ordinance was duly signed and approved by the Mayor on the 20th day of June, 1977, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of June, 1977.

CHARLES W. WESTERMAN
CITY CLERK

6-24—7-1

Form Prescribed by State Board of Accounts — General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

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TOTAL AMOUNT OF CLAIM — $ 25.33

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BILL NO. Z-77-04-06 AS CONCURRED IN AMENDED ZONING MAP ORDINANCE NO. Z-11-77
AN ORDINANCE amending the City of Fort Wayne Zoning Map No. DDI & DD 2
BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:
SECTION 1. That the area described as follows is hereby designated a B3B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2826 and amendments thereof, and the symbols of the City of Fort Wayne Zoning Map No. DDI & DD2, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to wit:
Lots No. 287 and 289 Second Commercial Addition to the City of Fort Wayne, Indiana, according to the plat thereof, recorded in Plat Record 3, page 58 in the Office of the Recorder of Allen County, Indiana
SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.
VIVIAN G. SCHMIDT
Councilman
, 19 77

Read the third time in full and on motion by Moses, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:
Ayes: Eight Burns, Hinga, Hunter, Moses, Nuckols, D. Schmidt, Stier, Talarico
Nays: None
Absent: One V. Schmidt
Date: 6-14-77
Charles W. Westerman
City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-11-77 on the 14th day of June, 1977.
ATTEST:
Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of June, 1977, at the hour of 1:00 o'clock P.M., E.S.T.
Charles W. Westerman
City Clerk

Approved and signed by me this 20th day of June, 1977 at the hour of 10:30 o'clock A.M., E.S.T.
Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Map Ordinance No. Z-11-77 passed by the Common Council on the 14th day of June, 1977, and that said Ordinance was duly signed and approved by the Mayor on the 20th day of June, 1977, and now remains on file and on record in my office.
WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of June, 1977.
CHARLES W. WESTERMAN
CITY CLERK

6-24—7-1

PUTING COST

9.9

h of single column 34 ems — Size of type 5½ point

ber of insertions 2 — Size of quad upon which type is cast 5½

provision and penalties of Ch. 89, Acts 1967,

hat the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just no part of the same has been paid.

Title CLERK

ACH COPY OF TISEMENT HERE

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city ~~town~~ of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time S, the dates of publication being as follows:

6/24 & 7/1/77

Subscribed and sworn to before me this 1st day of July 19 77

Notary Public

My commission expires September 28, 1979

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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Charge for extra proofs of publication (50 cents for each proof in excess of two)	1.50
TOTAL AMOUNT OF CLAIM	$ 25.33

DATA FOR COMPUTING COST

Width of single column 9.9 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date July 1, 19 77

Title CLERK

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State of Indiana } ss:
ALLEN County }

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Arvilla DeWald

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CHARLES W. WESTERMAN
CITY CLERK

6-24—7-1